

REMARKS

The present Amendment amends claims 5, 9 and 13, cancels claim 8 and leaves claims 1-4, 6, 7 and 10-12 unchanged. Therefore, the present application has pending claims 1-7 and 9-13.

Claim 8 stands rejected under 35 USC §112, first paragraph as allegedly failing to comply with the enablement requirement. As indicated above, claim 8 was canceled. Therefore, this rejection is rendered moot. Accordingly, reconsideration and withdrawal of this rejection is respectfully requested.

It should be noted that the cancellation of claim 8 was not intended nor should it be considered as an agreement on Applicants part that claim 8 fails to meet the enablement requirement as set forth under 35 USC §112, first paragraph. The cancellation of claim 8 was simply intended to expedite prosecution of the present application.

Claims 5 and 13 stand rejected under 35 USC §112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regards as their invention. Amendments were made to claims 5 and 13 to bring them into conformity with the requirements of 35 USC § 112, second paragraph. Therefore, Applicants submit that this rejection overcome and should be withdrawn.

Specifically, amendments were made to claims 5 and 13 to overcome the objections noted by the Examiner in paragraphs 6 and 7 of the Office Action.

The Examiner's cooperation is respectfully requested to contact Applicants' Attorney by telephone should any further indefinite matter be discovered so that appropriate amendments may be made.

Applicants acknowledge the Examiner's indication in paragraph 8 of the Office Action that claims 5, 8 and 13 would be allowable if rewritten or amended to overcome the rejection under 35 USC §112, second paragraph. As indicated above, claim 8 was canceled. However, claims 5 and 13 were amended to overcome the rejection under 35 USC §112, second paragraph. Therefore, claims 5 and 13 are allowable as indicated by the Examiner.


Applicants also acknowledge the Examiner's indication in paragraph 9 of the Office Action that claims 1-4, 6, 7 and 9-12 are allowed.

In view of the foregoing amendments and remarks, applicants submit that claims 1-7 and 9-13 are in condition for allowance. Accordingly, early allowance of claims 1-7 and 9-13 is respectfully requested.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C., Deposit Account No. 50-1417 (500.40882X00).

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.



Carl I. Brundidge
Registration No. 29,621

CIB/jdc
(703) 684-1120